

REMARKS

After entry of the present amendments, Claims 1-47 will be pending in the application. Claim 41 has been amended to remove the limitation that the delipidated fraction contains apolipoproteins. Support for this amendment can be found at in the specification at col. 4, lines 15-26. No new matter has been added.

I. Amendment to Claim 41

The Examiner has stated that the reply filed on June 23, 2003 is not fully responsive to the prior Office Action because the amendments made to claim 41, which was not part of the original patent, are improper. Applicants submit herewith a revised amendment in compliance with 37 C.F.R. 1.173(b)(2).

II. Submission of Original Patent

Applicants acknowledge that the original patent, or a statement as to loss or inaccessibility of the original patent, must be received before the reissue application can be allowed. Applicants herein provide the original patent and certificate of correction in compliance with 37 C.F.R. 1.178.

CONCLUSION

In light of the amendment and the above remarks, Applicants are of the opinion that the Office Action has been completely responded to and that the application is now in condition for allowance. Such action is respectfully requested.

If the Examiner believes any informalities remain in the application that may be corrected by Examiner's Amendment, or there are any other issues that can be resolved by telephone interview a telephone call to the undersigned attorney at (404) 815-6409 is respectfully solicited.

Respectfully submitted,

Aleta A. Mills
Aleta A. Mills
Reg. No. 47,794

KILPATRICK STOCKTON LLP
1100 Peachtree Street
Suite 2800
Atlanta, Georgia 30309-4530
(404) 815-6500
Our Docket: 44378/232453 (13131-0110)